

NOTICES OF SUBSTANTIVE POLICY STATEMENTS

The Administrative Procedure Act requires the publication of substantive policy statements issued by agencies (A.R.S. § 41-1013(B)(14)). Substantive policy statements are written expressions which inform the general public of an agency's current approach to rule or regulation practice. Substantive policy statements are advisory only. A substantive policy statement does not include internal procedural documents that only affect the internal procedures of the agency and does not impose additional requirements or penalties on regulated parties or include confidential information or rules made in accordance with the Arizona Administrative Procedure Act. If you believe that a substantive policy statement does impose additional requirements or penalties on regulated parties you may petition the agency under A.R.S. § 41-1033 for a review of the statement.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

Document Title: U.S. EPA NPDES Permit Writers' Manual

Reference Number: EPA-833-B-96-003

2. Date the substantive statement was issued and the effective date of the policy statement if different from the issuance date:

Date of document: December 1996

Effective date of document: June 30, 2004

3. Summary of the contents of the substantive policy statement:

This substantive policy statement informs the general public of ADEQ's current approach to, or opinion of, the requirements of Arizona statute (A.R.S. § 49-255.01.C.2) and Arizona rule (A.A.C. R18-9-A901 et seq.).

The NPDES Permit Writers' Manual is principally designed to help permit writers prepare legally defensible and enforceable NPDES permits (in Arizona, these are AZPDES permits). Its purpose is to serve as a useful resource in providing the technical and legal considerations which support the development of NPDES permits. The manual is also intended to serve as a resource for others, including stakeholders and the regulated community, interested in the NPDES process.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new statement

5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Chris Varga

Address: 1110 W. Washington
Phoenix, AZ 85007

Telephone: (602) 771-4665

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Copies of this policy document are available for download as a PDF document from USEPA's web site www.epa.gov/npdes/pubs/owm0243.pdf or at the cost of \$0.25/per page from ADEQ's Information Desk, 1110 W. Washington, Phoenix, AZ 85007

NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

Document Title: Technical Support Document for Water Quality-based Toxics Control

Reference Number: EPA/505/2-90-001

2. Date the substantive statement was issued and the effective date of the policy statement if different from the issuance date:

Date of document: March 1991

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Effective date of document: June 30, 2004

3. Summary of the contents of the substantive policy statement:

This substantive policy statement informs the general public of ADEQ's current approach to, or opinion of, the requirements of Arizona statute (A.R.S. § 49-255.01.C.2) and Arizona rule (A.A.C. R18-9-A901 et seq.).

The document provides technical guidance for assessing and regulating the discharge of toxic substances to the waters of the United States. It was issued in support of EPA regulations and policy initiatives involving the application of biological and chemical assessment techniques to control toxic pollution to surface waters and, as such, has applicability to ADEQ's implementation of the AZPDES program.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new statement

5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Chris Varga
Address: 1110 W. Washington
Phoenix, AZ 85007
Telephone: (602) 771-4665

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Copies of this policy document are available for download as a PDF document from USEPA's web site (www.epa.gov/npdes/pubs/owm0264.pdf) or at the cost of \$0.25/per page from ADEQ's Information Desk, 1110 W. Washington, Phoenix, AZ 85007.

NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

Document Title: Informal Resolution of Technical Disputes

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

Date of issuance and effective date: June 30, 2004

3. Summary of the contents of the substantive policy statement:

This substantive policy statement informs the general public of ADEQ's current approach to, or opinion of, the requirements of Arizona statute (A.R.S.) Title 49, Chapter 2, Articles 1, 2, 3, 3.1, and 8; A.R.S. §§ 41 1075(B), 41 1092(3), 49 104(A)(1), and 41 2501 et seq.; Arizona Administrative Code (A.A.C.) Title 18, Chapter 9; A.A.C. R18-1-510; and R2-7-101, et seq.

The policy explains ADEQ's current approach to negotiating solutions in those rare instances when ADEQ and a permit applicant reach an impasse in resolving certain technical scientific issues during the review of an application for a water quality permit issued by the Water Permits Section. The policy describes an expedited, informal process to resolve such disputes that arise when ADEQ makes a technical determination that the applicant disagrees with.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new statement

5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Dennis L. Turner
Address: 1110 W. Washington
Phoenix, AZ 85007
Telephone: (602) 771-4501

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Copies of this policy document are available for 25 cents per page from ADEQ's Information Desk at: 1110 W. Washington, Phoenix, AZ 85007.

NOTICE OF AGENCY SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF ENVIRONMENTAL QUALITY

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

Document Title: Arizona Mining BADCT Guidance Manual

Reference Number: TB 98-5

2. Date the substantive statement was issued and the effective date of the policy statement if different from the issuance date:

Date of document: September 1998

Effective date of document: June 30, 2004

3. Summary of the contents of the substantive policy statement:

This substantive policy statement informs the general public of Arizona Department of Environmental Quality's (ADEQ's) current approach to, or opinion of, the satisfaction of Best Available Demonstrated Control Technology (BADCT) requirements for an Aquifer Protection Permit (APP) for a mine as specified in Arizona statute (A.R.S. ' 49-243(B)(1) and Arizona rule (A.A.C. R18-9-A202(A)(5)).

This BADCT Guidance Manual advises APP applicants of the process to follow in selecting BADCT for a specific mining facility. The procedures and information presented in this guidance manual are intended for use in determining the appropriate BADCT, and to assist the applicant's development and ADEQ's review of permit applications.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new statement.

5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Dennis Turner or Eric Wilson

Address: 1110 W. Washington
Phoenix, AZ 85007

Telephone: Dennis Turner (602) 771-4501 and Eric Wilson (602) 771-4663

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

Copies of this policy statement are available for 24 cents per page from ADEQ's Information Desk at: 1110 W. Washington, Phoenix, AZ 85007

NOTICE OF SUBSTANTIVE POLICY STATEMENT

DEPARTMENT OF HEALTH SERVICES

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

SP-061-PHS-OLL, Clarification of "Signature" in A.A.C. R9-14-617(F)(9)

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

Date of issuance and effective date: July 13, 2004

3. Summary of the contents of the substantive policy statement:

The substantive policy statement clarifies the meaning of "signature" in A.A.C. R9-14-617(F)(9).

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new substantive policy statement.

5. The name, address, and telephone number of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Steven Baker, Chief

Address: Department of Health Services
Office of Laboratory Licensure, Certification, and Training
250 N. 17th Ave.
Phoenix, AZ 85007

Telephone: (602) 364-0735

Fax: (602) 364-0759

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or

Name: Kathleen Phillips, Rules Administrator
Address: Arizona Department of Health Services
Office of Administrative Rules
1740 W. Adams St., Suite 202
Phoenix, AZ 85007
Telephone: (602) 542-1264
Fax: (602) 364-1150

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

A copy of the substantive policy statement may be obtained from the Department of Health Services web site by selecting the appropriate link under "Division of Public Health Services" at http://www.hs.state.az.us/diro/admin_rules/substantive.htm. Copies can also be obtained from the Department's Office of Laboratory Licensure, Certification, and Training, 250 N. 17th Ave., Phoenix, AZ 85007. The Department charges 25¢ per page for copying. Payment may be made with cash or by check or money order made payable to the Arizona Department of Health Services.

NOTICE OF SUBSTANTIVE POLICY STATEMENT

STRUCTURAL PEST CONTROL COMMISSION

1. Subject of the substantive policy statement and the substantive policy statement number by which the policy statement is referenced:

How the Commission views license applicants who have a prior felony conviction or a conviction involving moral turpitude. Substantive Policy Statement Number 2004-002.

2. Date the substantive policy statement was issued and the effective date of the policy statement if different from the issuance date:

July 9, 2004

3. Summary of the contents of the substantive policy statement:

This policy statement puts potential applicants on notice of how the Commission views certain criminal convictions. It also lists several areas of inquiry that the Commission will look into regarding an applicant's background.

4. A statement as to whether the substantive policy statement is a new statement or a revision:

This is a new statement.

5. The name and address of the person to whom questions and comments about the substantive policy statement may be directed:

Name: Lisa Gervase, Executive Director
Address: Structural Pest Control Commission (SPCC)
9535 E. Doubletree Ranch Road
Scottsdale, AZ 85258
Telephone: (602) 255-3664
Fax: (602) 255-1281
E-mail: lisagervase@sb.state.az.us

6. Information about where a person may obtain a copy of the substantive policy statement and the costs for obtaining the policy statement:

A copy of the policy statement may be obtained by contacting the SPCC by electronic mail, telephone, in person, by fax, or in writing at the contact information listed in item #5 above. The cost, if provided by the SPCC, is 25 cents per page.